

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 411 - SB 515

April 9, 2021

SUMMARY OF ORIGINAL BILL: Extends, from 60 days before a general election, to 60 days before early voting begins for a general election, the regulations established for campaign posters under the *Tennessee Freedom of Speech Act*.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (006830): Deletes and rewrites all language after the enacting clause such that the substantive change is establishing that the limit on under the *Tennessee Freedom of Speech Act* will begin 60 days before early voting begins for any election, rather than a general election. Adds language that establishes a campaign sign is required to be removed within 30 days following an election if a homeowner's association has a covenant, condition, restriction, or rule prohibiting such signs.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 2-7-143, the state, local governments, homeowner associations, and landlords are authorized to regulate campaign posters and signage within certain parameters during the period beginning 60 days before a general election until the day after the subsequent general election.
- Applying the modified limitations on regulations of political or campaign posters and signage to all, rather than only general, elections will not significantly impact the policies or procedures of the Division of Elections or local county election commissions.
- The 30 day timeframe to remove a campaign sign after an election if a homeowner's associations prohibits such signs pertains to agreements or contracts executed by private parties; therefore, no significant fiscal impact to state or local government.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The script is cursive and fluid.

Krista Lee Carsner, Executive Director

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